

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

Ethicon Endo-Surgery, Inc.,
Plaintiff,

v.

Case No. 1:07cv1016

Crescendo Technologies, LLC, et al.,
Defendants.

Judge Michael R. Barrett

Civil Minutes
Jury Trial (Day 2)
before the

HONORABLE MICHAEL R. BARRETT, U.S. DISTRICT JUDGE

COURTROOM DEPUTY: Barbara A. Crum

LAW CLERK: Stephanie Bowman

COURT REPORTER: Luke Lauer, Marjan Maffia, Mary Ann Rang, Officials

DATE: June 4, 2009

TIME: 9:09 am - 4:45 pm = 5:49 p

Attorney for Plaintiff(s):

Tom Rein John Carlson (Co. Rep)

Marc Cavan Steve Butler

Attorney for Defendant(s):

Tom Kraemer Katie Wahl

Jean M. Beaupre (Dft)

IT

Kevin Houser, cont'd

Jeffrey Messerly,

Jeffrey Vaitelunas, (via video depo.)

WITNESSES

IT

Vance Vandrate, III (Via Video)

Vance Vandrate, Jr. (Via Video)

Jeffrey Christian - expert (Sealed transcript)

PROCEDURES

- | | |
|---|---|
| <input checked="" type="checkbox"/> Counsel present | <input type="checkbox"/> Voir Dire held |
| <input type="checkbox"/> Jury selected and sworn | <input type="checkbox"/> Opening Statements |
| <input checked="" type="checkbox"/> Plaintiff calls witnesses | <input type="checkbox"/> Plaintiff admits exhibits |
| <input type="checkbox"/> Plaintiff rests | <input type="checkbox"/> Defendant moves for Rule 50 Motion |
| <input type="checkbox"/> Judge Grants/Denies Rule 50 Motion | <input type="checkbox"/> Defendant calls witnesses |
| <input type="checkbox"/> Defendant admits exhibits | <input type="checkbox"/> Defendant rests |
| <input type="checkbox"/> Defendant renews Rule 50 Motion | <input type="checkbox"/> Judge Grants/Denies Rule 50 Motion |
| <input type="checkbox"/> Plaintiff's rebuttal | <input type="checkbox"/> No rebuttal |
| <input type="checkbox"/> Jury Charge conference held | <input type="checkbox"/> Jury charged |
| <input type="checkbox"/> Closing Arguments | <input type="checkbox"/> Jury deliberates |

Court in recess until 6/5/09 at 9am.

Remarks: transcripts in this matter are sealed.
IT places stipulation re: facts on record